

REMARKS/ARGUMENTS

Favorable reconsideration of this application in light of the following discussion is respectfully requested.

Claims 1, 3, 5, and 7 are pending in the present application. No claims are amended or added by the present supplemental response. Thus, no new matter is added.

In the outstanding Office Action, Claims 1, 3, 5 and 7 were rejected under 35 U.S.C. § 103(a) as unpatentable over Japanese publication 60-254432 (herein Jap. Pub. '432) in view of Kouchiyama (U.S. Pat. Pub. No. 2004/0170916), Chaiken et al. (U.S. Pat. No. 5,691,091, herein "Chaiken") or Japanese Publication 2003-315988 (herein "Jap. Pub. '988").

Further to the response filed February 19, 2010, Applicants have provided herewith a translation of the relevant portion of Jap. Pub. '432.

Japanese Unexamined Patent Application Publication No. 60-254432, page 238:

...In carrying out the present invention, inorganic resist materials such as chalcogenide alloys can be advantageously used as a photosensitive film. Useful examples of such inorganic materials include alloys such as TeGeSn, TeGe, TeSe, AsS, AsSe, SbS, and SbSe. For the formation of a film composed of such a material, a sputtering method, an electron-beam heating method, or the like can be employed besides a vacuum evaporation method. For example, when an optical disc is fabricated, an inorganic resist can be formed on a glass disc having a predetermined dimension by an evaporation method...

Accordingly, Applicants note that Jap. Pub. '432 does not describe or suggest the inorganic resist layer including an incomplete oxide of tungsten and molybdenum in a ratio of 80 to 20 and including 60 percent atomic oxygen, as is recited in amended Claim 1.

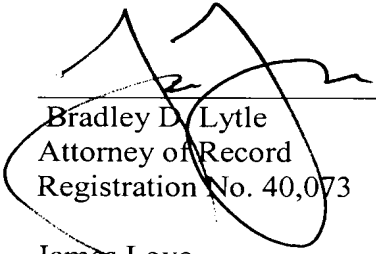
Consequently, in light of the above discussion the present application is believed to be in condition for allowance. An early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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